

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
9:30 A.M., April 26, 2005

First Floor Board Room
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of the April 19, 2005 meeting

CONSENT AGENDA

1. Report of the Board of Bids and Contracts Dated April 25, 2005.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

2. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u>	<u>2005</u>	<u>(Consumption on Premises)</u>
Miguel Reyes	Rostizeria Los Reyes*	512 West 21 st Street
Mui Fong Yu (TAM)	Tom's Lotus Garden*	822 South Broadway

<u>Renewal</u>	<u>2005</u>	<u>(Consumption off Premises)</u>
Brian Thompson	Kum & Go #323	3405 South West Street
Brian Thompson	Kum & Go #326	277 South Ridge Road

<u>New Operator</u>	<u>2005</u>	<u>(Consumption off Premises)</u>
Brian Thompson	Kum & Go #328	6330 East 21 st Street

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff
review and approval.

3. Preliminary Estimates:

- a) 2005 contract maintenance hot In-place repaving - east of Ridge, south of 30th Street North. (472-84154/132718/620426/664518) Traffic to be maintained during construction using flagpersons and barricades. (Districts V,V,VI) - \$585,940.38
- b) 2005 contract maintenance asphalt mill & overlay, overlay, strip & overlay - north of Pawnee, east of Seneca. (472-84161/132718/620426/664518) Traffic to be maintained during construction using flagpersons and barricades. (Districts I,II,II,VI) - \$500,696.35
- c) Lateral 1, Main 6 Northwest Interceptor Sewer to serve Evergreen and New Market Additions - north of 21st Street North, west of Maize. (468-83969/744110/480798) Does not affect existing traffic. (District V) - \$150,000.00
- d) Water distribution system to serve Evergreen and New Market Additions - north of 21st Street North, west of Maize. (448-90058/735242/470913) Does not affect existing traffic. (District V) - \$134,000.00
- e) Water distribution system to serve Shoal Creek 3rd Addition - south of Central, west of 143rd Street East. (448-89998/735246/470917) Does not affect existing traffic. (District II) - \$34,000.00
- f) Lateral 10, Main 2 Cowskin Interceptor Sewer to serve Auburn Hills 15th Addition - north of Kellogg, west of 135th Street West. (468-83758/744105/480793) Does not affect existing traffic. (District V) - \$143,000.00
- g) Lateral 11, Main 2 Cowskin Interceptor Sewer to serve Auburn Hills 15th Addition - north of Kellogg, west of 135th Street West. (468-83948/744106/480794) Does not affect existing traffic. (District V) - \$9,000.00
- h) Sanitary sewer relocation at Kellogg and Webb Road, Phase 1 - along Kellogg, west of Webb Road. (468-83152/624084/654564) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$425,000.00

RECOMMENDED ACTION: Approve and file.

4. Petitions for Public Improvements:

- a) Sanitary Sewer Main to serve an area along Greenwich, from ½ mile south of 21st Street to K-96 Highway. (District II)
- b) Sanitary Sewer, Drainage and Water Distribution System improvements to serve Maple Shade Addition, east of Webb, north of Pawnee. (District II)
- c) Paving and Drainage improvements to serve Fox Ridge Addition, north of 29th Street North, west of Tyler. (District V)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

5. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve street closures/uses.

6. Agreement/Contract: Kansas World Trade Center 2005 Contract.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

7. Change Order: Murdock Bridge over the Little Arkansas River. (District VI)

RECOMMENDED ACTION: Approve the Change Orders and authorize the necessary signatures.

8. 2005 Coventry Health Group Policy.

RECOMMENDED ACTION: Approve the 2005 Coventry Health Care Group Policy and authorize the necessary signatures.

9. Security System for Transit Facilities.

RECOMMENDED ACTION: Approve the purchase and installation of the security measures with Sandifer Engineering.

10. Local Government Endorsement of Tax Credits for The Opportunity Project (TOP) under the Kansas Community Services Program Act.

RECOMMENDED ACTION: Endorse the application of The Opportunity Project (TOP) for tax credits from the Kansas Department of Commerce's Community Service Program and authorize the Planning Director to sign the local government endorsement form on behalf of the City.

11. Adopt Wichita Hazard Mitigation Plan.

RECOMMENDED ACTION: Adopt the plan and resolution.

12. Second Reading Ordinances: (First read April 19, 2005)

- a) City of Wichita Taxable Industrial Revenue Bonds, Series IV, 2000, Voicestream Wireless Project Amendment and Assignment of Lease and Substitution of Guarantor. (District I)

An Ordinance of the City of Wichita, Kansas, authorizing the execution and delivery of, and otherwise consenting to, a first amendment to lease agreement by and between the City of Wichita, Kansas, as issuer, Net Fund I, LLC and Commerce Bank, N.A., as Trustee; authorizing the execution and delivery of an acknowledgment, acceptance and consent to the assignment of a said lease from Net Fund I, LTD to 2525 N Woodlawn Vstrm Wichita Ks, LLC; and approving the form of assumption of guaranty by and between 2525 N Woodlawn Vstrm Wichita Ks, LLC and Commerce Bank, N.A., as Trustee, for the benefit of the owners of certain bonds.

- b) Amendments to Title 18.05 of the City Code-International Building Code.

An Ordinance creating Sections 18.05.095, 18.05.285, 18.05.295, 18.05.312, 18.05.319, 18.05.322, 18.05.345, 18.05.375, 18.05.396, 18.05.397, 18.05.398, 18.05.399, 18.05.412, 18.05.413, 18.05.465, 18.05.467, 18.05.475, 18.05.476, 18.05.477, 18.05.665, 18.05.667, 18.05.785 and 18.05.825; amending Sections 18.05.318, 18.05.395 and 18.05.690; and repealing the originals of said amended sections, all in the Code of the City of Wichita, Kansas, and pertaining to the Building Codes of the City of Wichita, Kansas. Be it ordained by the governing body of the City of Wichita, Kansas:

- c) ZON 2003-73 - north side of 13th Street North and west of Meridian. (District VI)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210, read for the second time. Mayans moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Lambke, Martz, Schlapp, Mayans. (ZON 2003-73)

- d) ZON 2005-01 - north side of 13th Street North and west of Hillside. (District I)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210, read for the second time. Mayans moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Lambke, Martz, Schlapp, Mayans. (ZON 2005-01)

RECOMMENDED ACTION: Adopt Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

* Consent Items

13. *A05-04R-Request by Geraldine V. Faber Revocable Trust to annex lands generally located northeast of the intersection of 29th Street North and 119th Street West. (District V)

RECOMMENDED ACTION: Approve the annexation request and place the Ordinance on first reading.

14. *A05-05R-Request by Slawson Commercial Properties, LLC to annex lands generally located southwest of the intersection of Greenwich Road and 21st Street North. (District II)

RECOMMENDED ACTION: Approve the annexation and place the Ordinance on first reading.

15. *SUB2004-143: Plat of Prairie Crossing Second Addition, located west of 151st Street West and on the south side of Central.

RECOMMENDED ACTION: Approve the documents and plat; authorize the necessary signatures and adopt the resolutions.

Adjournment

Workshop to follow